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11 **Attorney for Plaintiff DAVID J. LEE**

12 **UNITED STATES DISTRICT COURT**
13 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**

14 **DAVID J. LEE, an individual and, on**
15 **behalf of others similarly situated,**

16 **Plaintiff,**

17 **vs.**

18 **CAPITAL ONE BANK and CAPITAL**
19 **ONE SERVICES, INC., Virginia**
20 **corporations, DOES 1 through 100,**
21 **inclusive,**

22 **Defendants.**

23 **Case No.: C-07-4599 - MHP**

24 **PROOF OF SERVICE RE:**
25 **RETURNS OF SERVICE ON**
SUMMONS & COMPLAINTS

1 On Wednesday, October 3, 2007, I served via First Class U.S. Mail, the agent for service
2 of process for Defendants Capital One Bank and Capital One Services, Inc., The Corporation
3 Service Company, located at 11 South 12th Street, Richmond, VA 23218, with copies of the
4 Returns of Services regarding service of process of the Summons and Complaints, as well as
5 this Proof of Service on the above referenced Defendants.

6
7 I declare that the foregoing is true and correct, under penalty of perjury, pursuant to 28
8 U.S.C. § 1746, that the foregoing is true and correct.

9 Dated: October 3, 2007

Respectfully submitted,

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12 By: 

13 Matthew S. Hale, Esq.
14 Counsel for Plaintiffs
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